

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF VERMONT**

UCB, INC., UCB MANUFACTURING  
IRELAND LIMITED, UCB PHARMA GMBH,  
and LTS LOHMANN THERAPIE-SYSTEME  
AG,

Plaintiffs,

v.

MYLAN TECHNOLOGIES, INC.,  
Defendants.

Case No. 2:19-cv-148

**Stipulation and Order for Dismissal**

1. Plaintiffs' claims against Mylan as pled in the above-captioned action with respect to U.S. Patent Nos. 7,413,747 ("the '747 Patent"); 8,246,979 ("the '979 Patent"); 8,246,980 ("the '980 Patent"); and 8,617,591 ("the '591 Patent") (collectively the "Covenant Patents") are hereby dismissed with prejudice in accordance with a Covenant Not to Sue dated June 16, 2020 (the "Covenant"). This dismissal is made without prejudice to Plaintiffs' ability to assert the Covenant Patents for any other ANDA or as provided in the Covenant.

2. Plaintiffs' claims against Mylan as pled in the above-captioned action with respect to U.S. Patent No. 6,884,434 are hereby dismissed without prejudice.

3. Mylan's counterclaims solely directed to the 6,699,498 patent are dismissed with prejudice. Mylan reserves all other rights with respect to the Covenant Patents.

4. Each party will bear its own attorney's fees and costs.

/s/ Kendall Hoechst  
Counsel for Plaintiffs

/s/ Paul J. Perkins  
Counsel for Mylan

**SO ORDERED:**

/s/ William K. Sessions III  
William K. Sessions III  
United States District Court Judge

DINSE P.C.

/s/ Kendall Hoechst

Ritchie E. Berger  
Kendall A. Hoechst  
DINSE P.C.  
209 Battery Street, P.O. Box 988  
Burlington, VT 05401  
(802) 864-5751  
rberger@dinse.com  
khoechst@dinse.com

James S. Trainor, Jr.  
Kevin X. McGann  
Catherine H. McCord  
Silvia M. Medina  
FENWICK & WEST LLP  
902 Broadway, Suite 14  
New York, NY 10010  
(212) 430-2600

Jack B. Blumenfeld  
Derek J. Fahnestock  
Anthony D. Raucci  
MORRIS, NICHOLS, ARSHT & TUNNELL LLP  
1201 North Market Street  
P.O. Box 1347  
Wilmington, DE 19899  
(302) 658-9200

Peter C. Richardson  
Traci Medford-Rosow  
RICHARDSON & ROSOW LLC  
147 East 37th Street  
New York, NY 10016  
(646) 449-9055

*Attorneys for Plaintiffs UCB, INC., UCB  
PHARMA GMBH and LTS LOHMANN  
THERAPIE-SYSTEME AG*

Dated: July 17, 2020

PLANTE & HANLEY, P.C.

/s/ Paul J. Perkins

Michael Hanley  
Paul Perkins  
PLANTE & HANLEY, P.C.  
82 Fogg Farm Rd  
White River Junction, VT 05001  
(802) 295-3151  
mfhanley@plantehanley.com  
pjperkins@plantehanley.com

Deepro R. Mukerjee  
Lance Soderstrom  
KATTEN MUCHIN ROSENMAN LLP  
575 Madison Avenue  
New York, NY 10022-2585  
(212) 940-8800  
deepro.mukerjee@kattenlaw.com  
lance.soderstrom@kattenlaw.com

Jitendra Malik  
Alissa M. Pacchioli  
KATTEN MUCHIN ROSENMAN LLP  
550 South Tryon, Street Suite 2900  
Charlotte, NC 28202-4213  
(704) 444-2000  
jitty.malik@kattenlaw.com  
alissa.pacchioli@kattenlaw.com

*Attorneys for Defendant Mylan Technologies,  
Inc.*